

Washington, D. C.,  
May 2, 1931.

Hon. Bob Barker, Secretary, State  
Senate, Austin, Texas.

Your telegram April 29 received upon my return to Washington from Kentucky today. Would an address to Texas Legislature on May 12 be agreeable? If I am to consider coming, that is earliest date I could reach there, because of prior engagements. Please answer.

JOUETT SHOUSE.

COMMUNICATION FROM MRS.  
NELLIE TAYLOE ROSS.

The Speaker laid before the House, and had read, the following communication:

Washington, D. C.,  
May 2, 1931.

Hon. Bob Barker, Secretary, State  
Senate, Austin, Texas.

Please convey to Legislature of Texas my profound appreciation of honor extended national committee by its expressed desire that Mr. Shouse or I visit and address it before adjournment. Have delayed replying until hearing definitely whether Mr. Shouse could reach there in time. If he cannot I shall earnestly try to make such adjustment of my engagements as will enable me to go. Please give assurance to Legislature that nothing could give me more personal pleasure.

NELLIE TAYLOE ROSS.

HOUSE BILL NO. 10 ON SECOND  
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 10, A bill to be entitled "An Act amending Article 3891 as amended by House bill No. 9, Chapter 20, of the Fourth Called Session of the Forty-first Legislature; repealing all provisions of law in conflict with this act, etc., and declaring an emergency."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

SENATE JOINT RESOLUTION ON  
FIRST READING.

S. J. R. No. 9 was received from the Senate today, read first time and referred to the Committee on Constitutional Amendments.

NOTICE GIVEN.

Mr. Pope gave notice that he would, on next Monday, move to take up for consideration at that time, House bill No. 91.

ADJOURNMENT.

Mr. DeWolfe moved that the House adjourn until 9 o'clock a. m., next Monday.

Mr. Boyd moved that the House recess to 2 o'clock p. m. today.

The motion of Mr. DeWolfe prevailed, and the House, accordingly, at 12:15 o'clock p. m., adjourned to 9 o'clock a. m., next Monday.

APPENDIX.

STANDING COMMITTEE  
REPORT.

The Committee on Appropriations filed a favorable report on Senate bill No. 614.

REPORT OF THE COMMITTEE ON  
ENROLLED BILLS.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 53: Relative to Soil Conservation,

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

FIFTIETH DAY.

(Monday, May 4, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

Adams of Jasper.	Beck.
Adamson.	Bedford.
Adkins.	Bond.
Akin.	Bounds.
Albritton.	Boyd.
Alsup.	Bradley.
Anderson.	Brice.
Baker.	Brooks.
Barron.	Bryant.

Burns of Walker.	Lemens.
Burns	Leonard.
of McCulloch.	Lilley.
Carpenter.	Lockhart.
Caven.	Long.
Claunch.	McCombs.
Coltrin.	McDougald.
Coombes.	McGill.
Cox of Lamar.	McGregor.
Cox of Limestone.	Magee.
Dale.	Mathis.
Daniel.	Mehl.
Davis.	Metcalfe.
DeWolfe.	Moffett.
Dodd.	Moore.
Donnell.	Munson.
Dowell.	Murphy.
Dwyer.	Nicholson.
Elliott.	Olsen.
Engelhard.	O'Quinn.
Farmer.	Patterson.
Farrar.	Petsch.
Ferguson.	Pope.
Finn.	Ramsey.
Fisher.	Ratliff.
Forbes.	Ray.
Ford.	Reader.
Gilbert.	Richardson.
Giles.	Rogers.
Goodman.	Rountree.
Graves.	Sanders.
Greathouse.	Satterwhite.
Hanson.	Savage.
Harrison	Scott.
of El Paso.	Shelton.
Harrison	Sherrill.
of Waller.	Smith of Bastrop.
Hatchitt.	Smith of Wood.
Hefley.	Sparkman.
Herzik.	Stephens.
Hill.	Steward.
Hines.	Strong.
Holder.	Sullivant.
Holland.	Tarwater.
Holloway.	Terrell
Hoskins.	of Cherokee.
Howsley.	Terrell
Hubbard.	of Val Verde.
Hughes.	Towery.
Jackson.	Turner.
Johnson of Dallam.	Van Zandt.
Johnson	Veatch.
of Dimmit.	Wagstaff.
Johnson of Morris.	Walker.
Jones of Shelby.	Warwick.
Justiss.	Weinert.
Kayton.	West of Coryell.
Keller.	West of Cameron.
Kennedy.	Westbrook.
Laird.	Wiggs.
Lasseter.	Wyatt.
Lee.	Young.

Absent.

Adams of Harris.	Fuchs.
Dunlap.	Harman.
Duvall.	Jones of Atascosa.

## Absent—Excused.

Cunningham.	Morse.
Grogan.	Stevenson.
Hardy.	Vaughan.
Martin.	

A quorum was announced present.  
Prayer was offered by the Rev.  
John W. Holt, Chaplain.

LEAVES OF ABSENCE  
GRANTED.

The following members were  
granted leaves of absence on account  
of important business:

Mr. Cunningham for today and to-  
morrow, on motion of Mr. Walker.

Mr. Martin for today, on motion of  
Mr. Anderson.

Mr. Grogan for today, on motion of  
Mr. Johnson of Morris.

Mr. Stevenson for today, on motion  
of Mr. Burns of Walker.

Mr. Vaughan for today, on motion  
of Mr. Mathis.

The following member was granted  
leave of absence on account of ill-  
ness:

Mr. Hardy for today, on motion of  
Mr. Howsley.

EXTENDING COURTESIES OF  
THE FLOOR.

Mr. Howsley asked unanimous con-  
sent of the House that the privileges  
of the floor be extended to certain  
representatives from other States  
who are in Austin in the interest of  
oil matters.

There was no objection offered, and  
it was so ordered.

## SPECIAL ORDER SET.

On motion of Mr. Tarwater, House  
bill No. 261 was set as a special order  
for 10 o'clock a. m. tomorrow.

EXPRESSING APPRECIATION  
OF THE HOUSE TO HON.  
HAROLD KAYTON AND TO  
THE PRESIDENT OF THE  
MISTLETOE ICE CREAM  
COMPANY OF SAN  
ANTONIO.

Mr. Hardy offered the following  
resolution:

Whereas, Through the courtesy of  
Mr. Al White, president of the Mis-  
tletoe Creameries of San Antonio, and  
the thoughtfulness of our colleague,  
Mr. Harold Kayton, the members of  
the House of Representatives, the em-

ployes thereof, and the press serving the House of Representatives, were, on April 29th, 1931, treated to a delightful surprise in the serving of delicious and luscious ice cream; now, therefore, be it

Resolved, That we express to Mr. White, and Representative Kayton, for and in behalf of ourselves and our employes and the press our sincere thanks and appreciation for the ice cream furnished to us, and that a copy of this resolution be sent to the president of the Mistletoe Creameries at San Antonio.

HARDY,  
PATTERSON.

Signed—Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Albritton, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Ford, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Grogan, Hatchitt, Hanson, Harman, Harrison of El Paso, Harrison of Waller, Hefley, Herzik, Hill, Hines, Holder, Holland, Holloway, Hoskins, Howsley, Hubbard, Hughes, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Dimmit, Johnson of Morris, Justiss, Kayton, Keller, Kennedy, Laird, Lasseter, Lee, Lemens, Leonard, Lilley, Lockhart, Long, McCombs, McDougald, McGill, McGregor, Magee, Martin, Mathis, Mehl, Metcalfe, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong, Sullivant, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Coryell, West of Cameron, Westbrook, Wiggs, Wyatt, Young.

The resolution was read second time.

On motion of Mr. Anderson, the names of all the members of the House were added to the resolution as signers thereof.

Question recurring on the resolution, it was adopted.

BILL ORDERED NOT PRINTED.

On motion of Mr. Sanders, Senate bill No. 614 was ordered not printed.

TO GRANT HEIRS OF EDWARD  
T. WINGATE RIGHT TO  
SUE THE STATE.

Mr. Young asked unanimous consent to take up, for consideration at this time, House concurrent resolution No. 34, granting the heirs of Edward T. Wingate right to sue the State of Texas, the resolution having heretofore been read second time and laid on the table subject to call, due notice having been given that same would be taken up today.

There was no objection offered.

Mr. Anderson moved that the resolution be postponed indefinitely.

Mr. Greathouse offered the following amendment to the resolution:

Amend House concurrent resolution No. 34 by adding the following:

"Further provided, that in the event of such suit, the plaintiff shall recover nothing of value from the State of Texas, nor shall it suffer the recovery of any costs in said suit against it, the said State."

On motion of Mr. Young, the amendment was tabled.

On motion of Mr. Young, the motion to postpone the resolution indefinitely was tabled.

Question recurring on the resolution, it was adopted.

#### LEAVES OF ABSENCE.

The following members were granted leaves of absence for today on account of important committee work: Messrs. Hardy, Lasseter, McDougald, Howsley and Johnson of Dimmit.

#### HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution (by unanimous consent), was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Satterwhite:

H. J. R. No. 46, Proposing an amendment to Section 5, of Article III, of the Constitution of the State of Texas, as adopted November 4, 1930,

fixing the terms for convening the Legislature of the State of Texas; and amending Section 24, of Article III, of the Constitution of the State of Texas, as adopted November 4, 1930, fixing the per diem of members of the Legislature at \$10 per day for the first 120 calendar days of each session and thereafter not exceeding \$4 per day.

Referred to Committee on Constitutional Amendments.

#### HOUSE BILLS ON FIRST READING.

The following House bills, introduced today (by unanimous consent), were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Greathouse and Mr. Beck:

H. B. No. 1049, A bill to be entitled "An Act to amend Chapter 13, of Title 28, of the Revised Civil Statutes of Texas, by adding thereto an article to be Article 1180a, making certain and establishing the rights of cities operating under the provisions of said Chapter 13, which may have a population exceeding 150,000 people according to the last or any succeeding Federal census, to provide improvements and works to control any harmful excess of water by any mechanical means; also to co-operate with other governmental agencies of the State for like purpose and giving such other governmental agencies the power to co-operate with such cities to accomplish control of harmful excess of water; providing for contract between cities and such other governmental agencies for such purpose; and prescribing that money required for such purpose may be provided by any such city and or other governmental agency in any manner lawful under the Constitution of Texas and not prohibited by the charter and or statutory act under which any such city or other contracting body politic may have its being, and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

By Mr. Lemens and Mr. Veatch:

H. B. No. 1050, A bill to be entitled "An Act applying to Johnson county, Texas, making it unlawful to seine, catch, or possess minnows for sale or commercial purposes, and making possession of two hundred minnows prima facie evidence of guilt; making it un-

lawful to catch any fish between March 1 and May 1; making it unlawful to possess any catfish nine inches or less in length, and requiring catfish under said length to be liberated; prescribing penalties, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Scott:

H. B. No. 1051, A bill to be entitled "An Act validating the formation of consolidated school districts in certain counties in this State, and declaring an emergency."

Referred to Committee on School Districts.

#### TO PROVIDE FOR ADJOURNMENT SINE DIE.

The Speaker laid before the House, for consideration at this time, House concurrent resolution No. 46, providing for adjournment sine die, the resolution having heretofore been read second time, with amendment by Mr. Savage and substitute for the amendment by Mr. Johnson of Dimmit, pending.

On motion of Mr. Anderson, further consideration of the resolution was postponed until 10 o'clock a. m. next Wednesday.

#### EXPRESSING APPRECIATION TO THE MEMBERS OF THE HOUSE.

The Speaker laid before the House, and had read, the following communications:

Lieutenant Governor's Office

Austin, Texas

May 4th, 1931.

To the Members of the House of Representatives:

We wish you to know that we deeply appreciate your many acts of thoughtfulness toward us in our sorrow. We shall ever hold each of you in grateful remembrance.

Sincerely,

MR. AND MRS. EDGAR WITT.

Gratefully acknowledging and thanking you for your kind expression of sympathy.

MRS. CLAUDE UPCHURCH.

ADDRESS BY HON. IRVING C. NEAL.

Speaker Minor introduced Mr. Hollingsworth, chairman of the Finance

Committee of the General Assembly of the State of Arkansas, and the Hon. Irving C. Neal, Speaker of the House of Representatives of the State of Arkansas, to the House.

Mr. Neal then addressed the House briefly.

# TO PERMIT THE ERECTION OF CONCESSION IN THE CAP- ITOL BUILDING.

The Speaker laid before the House, for consideration at this time, House concurrent resolution No. 51, relative to erecting a concession in the Capitol Building, the resolution having heretofore been read second time.

Mr. Davis offered the following amendment to the resolution:

Amend House concurrent resolution No. 31 by substituting the name of "E. L. Russell" in lieu of the name "A. F. Nichols."

Mr. Kennedy moved the previous question on the pending amendment and the resolution, and the main question was ordered.

Question recurring on the amendment by Mr. Davis, it was lost.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—42.

Adamson.	Holland.
Adkins.	Hoskins.
Bond.	Hubbard.
Bounds.	Johnson of Morris.
Brice.	Justiss.
Brooks.	Kennedy.
Burns of Walker.	Laird.
Carpenter.	Lockhart.
Caven.	Magee.
Coltrin.	Mathis.
Cox of Lamar.	Olsen.
Cox of Limestone.	Ratliff.
Dale.	Rogers.
Daniel.	Satterwhite.
Dodd.	Smith of Bastrop.
Donnell.	Smith of Wood.
Dwyer.	Strong.
Elliott.	Terrell
Farrar.	of Cherokee.
Forbes.	Terrell
Graves.	of Val Verde.
Herzik.	West of Cameron.

Nays—66.

Adams of Jasper.	Burns
Akin.	of McCulloch.
Albritton.	Claunch.
Anderson.	Davis.
Baker.	Dowell.
Beck.	Engelhard.
Bryant.	Farmer.

Ferguson.	Moore.
Fisher.	Munson.
Ford.	Murphy.
Giles.	Nicholson.
Goodman.	Patterson.
Greathouse.	Petsch.
Hanson.	Pope.
Harrison	Ray.
of Waller.	Reader.
Hatchitt.	Richardson.
Hefley.	Sanders.
Hill.	Savage.
Hines.	Scott.
Holder.	Sherrill.
Holloway.	Sparkman.
Hughes.	Stephens.
Jackson.	Steward.
Jones of Shelby.	Tarwater.
Keller.	Towery.
Lemens.	Turner.
Leonard.	Veatch.
Lilley.	Wagstaff.
McCombs.	Walker.
McGill.	Warwick.
McGregor.	West of Coryell.
Mehl.	Westbrook.
Moffett.	Wyatt.

Present—Not Voting.

Boyd.	DeWolfe.
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Absent.

Adams of Harris.	Jones of Atascosa.
Alsup.	Kayton.
Barron.	Lee.
Bedford.	Long.
Bradley.	Metcalfe.
Coombes.	O'Quinn.
Dunlap.	Ramsey.
Duvall.	Rountree.
Finn.	Shelton.
Fuchs.	Sullivant.
Gilbert.	Van Zandt.
Harman.	Weinert.
Harrison	Wiggs.
of El Paso.	Young.
Johnson	
of Dallam.	

Absent—Excused.

Cunningham.	Lasseter.
Grogan.	McDougald.
Hardy.	Martin.
Howsley.	Morse.
Johnson	Stevenson.
of Dimmit.	Vaughan.

Mr. Patterson moved to reconsider the vote by which the resolution was lost, and to table the motion to reconsider.

The motion to table prevailed.

**BILLS AND RESOLUTION  
SIGNED BY THE  
SPEAKER.**

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

S. B. No. 275, "An Act to amend Chapter 82, General and Special Laws of the Fortieth Legislature, Regular Session, approved March 12, 1927, entitled 'An Act relating to the duties of the county board of trustees of the public schools of this State in all counties having 210,000 population or more, according to the last preceding Federal census, authorizing them to condemn land for school purposes; to subdivide the respective counties into convenient school districts; to increase or reduce the area of independent and common school districts; create additional districts; consolidate two or more adjacent districts; subdivide any districts, and declaring an emergency'."

H. B. No. 625, "An Act defining trappers; requiring a license, and declaring an emergency."

H. B. No. 628, "An Act to provide for the compressing of cotton at the nearest compress which is transported over the public highways by carriers for hire by motor vehicle; fixing a penalty, and declaring an emergency."

H. B. No. 48, "An Act amending Article 2956 of the Revised Civil Statutes of Texas of 1925, and repealing all laws in conflict, said amended article relating to suffrage, and providing who may exercise the privilege of voting an absentee ballot, and prescribing the conditions under which said voting shall be conducted, and declaring an emergency."

H. J. R. No. 5, Proposing an amendment to Section 1, Article 2, of the Constitution of the State of Texas, authorizing counties and cities bordering on the coast of the Gulf of Mexico, by a vote of two-thirds of the qualified property taxpaying voters therein, voting to levy and collect such tax for construction of seawalls, breakwaters or sanitary purposes as authorized by law, and authorizing the creation of a debt for such works and the issuance of bonds in evidence thereof, and providing for submission of same to the qualified electors of this State at an election to be held on

July 25, A. D. 1931, and providing the necessary proclamation and appropriation to defray the expenses of the proclamation, publication and election.

**HOUSE BILL NO. 508 ON PAS-  
SAGE TO ENGROSSMENT.**

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 508, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain educational institutions and other expenses of maintaining and conducting them as follows, to-wit: The Agricultural and Mechanical College of Texas, State Experimental Station; the North Texas Junior Agricultural College; John Tarleton Agricultural College; Prairie View State Normal and Industrial College; the University of Texas, including the Medical Branch at Galveston and the College of Mines and Metallurgy at El Paso; College of Industrial Arts; Texas Technological College; East Texas State Teachers College at Commerce; North Texas State Teachers College at Denton; Sam Houston State Teachers College at Huntsville; Stephen F. Austin State Teachers College at Nacogdoches; the Texas College of Arts and Industries at Kingsville; Southwest Texas State Teachers College at San Marcos; Sul Ross State Teachers College at Alpine; West Texas State Teachers College at Canyon; Texas School for the Blind and Texas School for the Deaf, for years beginning September 1, 1931, and ending August 31, 1933, and declaring an emergency."

The bill having heretofore been read second time, with (committee) amendment by Mr. Sanders, and amendment by Mr. Sherrill to the (committee) amendment pending.

The House having agreed to consider the amendment by Mr. Sanders, institution by institution, and the House having also agreed to consider the amendment by Mr. Sherrill item by item.

Mr. DeWolfe (by unanimous consent of the House) offered the following substitute for the amendment by Mr. Sherrill:

Amend House bill No. 508 by reducing every salary ranging from

\$1500 to \$2750 per year, inclusive, 5 per cent; and reducing every salary above \$2750, 10 per cent.

DeWOLFE,  
PETSCH.

Mr. Satterwhite called for a division of the question on the amendment by Mr. DeWolfe.

Question first recurring on the section of the amendment relative to a 10 per cent reduction in salaries, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—75.

Adams of Jasper.	Hines.
Adamson.	Holland.
Akin.	Holloway.
Alsup.	Hoskins.
Anderson.	Johnson
Baker.	of Dallam.
Barron.	Johnson of Morris.
Bond.	Justiss.
Bounds.	Kennedy.
Boyd.	Laird.
Brice.	Lee.
Brooks.	Long.
Bryant.	Mathis.
Burns	Moffett.
of McCulloch.	Munson.
Carpenter.	Murphy.
Caven.	Nicholson.
Coltrin.	Petsch.
Coombes.	Pope.
Cox of Lamar.	Ratliff.
Cox of Limestone.	Ray.
Dale.	Richardson.
Daniel.	Rogers.
Davis.	Savage.
DeWolfe.	Scott.
Dodd.	Sherrill.
Donnell.	Smith of Bastrop.
Dowell.	Smith of Wood.
Elliott.	Sparkman.
Farmer.	Stephens.
Farrar.	Sullivant.
Finn.	Tarwater.
Fisher.	Terrell
Ford.	of Cherokee.
Giles.	Towery.
Graves.	Veatch.
Hanson.	Walker.
Hefley.	West of Coryell.
Herzik.	Wiggs.

Nays—47.

Adkins.	Forbes.
Albritton.	Greathouse.
Beck.	Harrison
Burns of Walker.	of El Paso.
Claunch.	Harrison
Dwyer.	of Waller.
Ferguson.	Hatchitt.

Hill.	Patterson.
Holder.	Ramsey.
Hubbard.	Reader.
Hughes.	Rountree.
Jackson.	Sanders.
Johnson	Satterwhite.
of Dimmit.	Shelton.
Jones of Shelby.	Steward.
Lemens.	Strong.
Lilley.	Terrell
Lockhart.	of Val Verde.
McCombs.	Turner.
McGill.	Wagstaff.
McGregor.	Warwick.
Magee.	West of Cameron.
Mehl.	Westbrook.
Metcalf.	Wyatt.
Moore.	Young.
Olsen.	

Absent.

Adams of Harris.	Harman.
Bedford.	Jones of Atascosa.
Bradley.	Kayton.
Dunlap.	Keller.
Duvall.	Leonard.
Engelhard.	Martin.
Fuchs.	O'Quinn.
Gilbert.	Van Zandt.
Goodman.	Weinert.

Absent—Excused.

Cunningham.	McDougald.
Grogan.	Morse.
Hardy.	Stevenson.
Howsley.	Vaughan.
Lasseter.	

Question then recurring on the section of the amendment relative to a 5 per cent reduction in salaries, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—71.

Adams of Jasper.	Cox of Limestone.
Adamson.	Dale.
Akin.	Daniel.
Albritton.	Davis.
Alsup.	DeWolfe.
Anderson.	Dodd.
Baker.	Donnell.
Bond.	Dowell.
Bounds.	Elliott.
Boyd.	Farmer.
Brice.	Farrar.
Brooks.	Finn.
Bryant.	Fisher.
Burns	Ford.
of McCulloch.	Giles.
Carpenter.	Graves.
Caven.	Hanson.
Coltrin.	Hefley.
Coombes.	Herzik.
Cox of Lamar.	Hines.

Holloway.	Richardson.
Johnson of Morris.	Rogers.
Justiss.	Sanders.
Kennedy.	Savage.
Laird.	Scott.
Lee.	Sherrill.
Long.	Smith of Bastrop.
Mathis.	Smith of Wood.
Moffett.	Sparkman.
Munson.	Stephens.
Murphy.	Towery.
Nicholson.	Veatch.
Petsch.	Walker.
Pope.	West of Coryell.
Ratliff.	Westbrook.
Ray.	Wiggs.

## Nays—53.

Adkins.	McCombs.
Barron.	McGill.
Beck.	McGregor.
Burns of Walker.	Magee.
Claunch.	Mehl.
Dwyer.	Metcalf.
Ferguson.	Moore.
Forbes.	Olsen.
Greathouse.	O'Quinn.
Harrison	Patterson.
of El Paso.	Ramsey.
Harrison	Reader.
of Waller.	Rountree.
Hatchitt.	Satterwhite.
Hill.	Shelton.
Holder.	Steward.
Holland.	Strong.
Hoskins.	Sullivant.
Hubbard.	Tarwater.
Hughes.	Terrell
Jackson.	of Cherokee.
Johnson	Terrell
of Dallam.	of Val Verde.
Johnson	Turner.
of Dimmit.	Wagstaff.
Jones of Shelby.	Warwick.
Keller.	West of Cameron.
Lemens.	Wyatt.
Lilley.	Young.
Lockhart.	

## Present—Not Voting.

Gilbert.

## Absent.

Adams of Harris.	Harman.
Bedford.	Jones of Atascosa.
Bradley.	Kayton.
Dunlap.	Leonard.
Duvall.	Martin.
Engelhard.	Van Zandt.
Fuchs.	Weinert.
Goodman.	

## Absent—Excused.

Cunningham.	Hardy.
Grogan.	Howsley.

Lasseter.	Stevenson.
McDougald.	Vaughan.
Morse.	

## Reasons for Vote.

I have been absent from the chamber in attendance on the Oil States Conservation Commission meeting and have not heard the propositions. I think that State salaries should bear their percentage of loss along with labor and industry.

GILBERT.

Mr. Kennedy offered the following amendment to the amendment as substituted:

Amend House bill No. 508 as substituted by striking out the "\$2750" and substitute "\$2500," and strike out "\$1500" and substitute "\$2000."

On motion of Mr. Petsch, the amendment was tabled.

Question recurring on the amendment as substituted, yeas and nays were demanded.

The amendment was adopted by the following vote:

## Yeas—76.

Adams of Jasper.	Giles.
Adamson.	Graves.
Akin.	Greathouse.
Albritton.	Hanson.
Alsup.	Hefley.
Baker.	Hines.
Barron.	Holloway.
Bond.	Hoskins.
Bounds.	Johnson
Boyd.	of Dallam.
Brice.	Johnson of Morris.
Brooks.	Justiss.
Bryant.	Kennedy.
Burns	Laird.
of McCulloch.	Lee.
Carpenter.	Long.
Coltrin.	Mathis.
Coombes.	Moffett.
Cox of Lamar.	Munson.
Cox of Limestone.	Murphy.
Dale.	Nicholson.
Daniel.	Petsch.
Davis.	Pope.
DeWolfe.	Ratliff.
Dodd.	Ray.
Donnell.	Richardson.
Dowell.	Rogers.
Elliott.	Savage.
Farmer.	Scott.
Farrar.	Sherrill.
Finn.	Smith of Bastrop.
Fisher.	Smith of Wood.
Forbes.	Sparkman.
Ford.	Stephens.
Gilbert.	Sullivant.



Tarwater.	Veatch.
Terrell	Walker.
of Cherokee.	West of Coryell.
Towery.	Wiggs.
Van Zandt.	

Nays—42.

Adkins.	McGill.
Beck.	McGregor.
Burns of Walker.	Magee.
Caven.	Mehl.
Claunch.	Metcalfe.
Dwyer.	Moore.
Ferguson.	Olsen.
Harrison	Patterson.
of El Paso.	Reader.
Harrison	Rountree.
of Waller.	Sanders.
Hatchitt.	Satterwhite.
Hill.	Shelton.
Holder.	Steward.
Hubbard.	Strong.
Hughes.	Turner.
Jones of Shelby.	Wagstaff.
Keller.	Warwick.
Lemens.	West of Cameron.
Lilley.	Westbrook.
Lockhart.	Wyatt.
McCombs.	Young.

Present—Not Voting.

Goodman. Herzik.

Absent.

Adams of Harris.	Jackson.
Anderson.	Jones of Atascosa.
Bedford.	Kayton.
Bradley.	Leonard.
Dunlap.	O'Quinn.
Duvall.	Ramsey.
Engelhard.	Terrell
Fuchs.	of Val Verde.
Harman.	Weinert.
Holland.	

Absent—Excused.

Cunningham.	Lasseter.
Grogan.	McDougald.
Hardy.	Martin.
Howsley.	Morse.
Johnson	Stevenson.
of Dimmit.	Vaughan.

Mr. DeWolfe moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 4, 1931.  
Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: I am directed by the Senate

to inform the House that the Senate has passed

S. B. No. 346, A bill to be entitled "An Act to fix the time when the sentence of a convict, sentenced to the penitentiary, who has appealed his case to the Court of Criminal Appeals of the State of Texas, and said case has been affirmed, shall begin; prescribing the procedure in such cases, and declaring an emergency."

S. B. No. 573, A bill to be entitled "An Act giving to the Lee Moore Contracting Company, its successors or assigns, consent of the Legislature to sue the State of Texas and the State Highway Commission, suit to be brought in either El Paso or Travis counties, growing out of the construction of a twenty (20) mile strip on State Highway No. 120, and declaring an emergency," with engrossed rider.

H. B. No. 260, A bill to be entitled "An Act amending Article 1672 of the Revised Criminal Statutes of 1925, by adding thereto a section authorizing the governing bodies of cities or towns of 5000 inhabitants or more, according to the last Federal census, to regulate the ringing of bells and blowing of whistles within their corporate limits, and declaring an emergency."

H. B. No. 555, A bill to be entitled "An Act amending Article 2033, Revised Civil Statutes, 1925, permitting citation to be served on the local agents of individual or partnerships supplying gas, water, electricity or other service to villages, towns and cities, and declaring an emergency," with amendments.

H. B. No. 735, A bill to be entitled "An Act to authorize the State Board of Control to lease public grounds and property of the State for agricultural and/or commercial purposes; prescribing the mode and manner of making said lease; repealing all laws in conflict, and declaring an emergency."

H. B. No. 950, A bill to be entitled "An Act amending Section 8 of Chapter 274 of the General Laws of the Regular Session of the Forty-first Legislature, which chapter relates to the regulation of local mutual aid associations paying death benefits operating an insurance business and paying benefits where funds are provided by assessments on members and which Section 8 thereof relates to

such associations being mutual in character, and providing for non-personal capacity by virtue of any policy issued or claims arising thereon, by adding to said Section 8 a provision authorizing such associations to issue policies of group insurance so that the same policy may cover the lives of two or more individuals who are members thereof, and declaring an emergency," with committee amendments.

H. B. No. 1014, A bill to be entitled "An Act authorizing the Governor, on the recommendation of the State Highway Commission, to convey title to land acquired by the State for highway purposes, where, after the acquisition thereof, such land is no longer needed for such purpose because of a change in the route of such highway, or the abandonment thereof; authorizing the Governor to exchange one right of way for another; requiring the Highway Commission to fix a fair and reasonable value of such land; providing for the return of land donated to the State; making it the duty of the Attorney General to pass on the validity of such transfers, and declaring an emergency."

H. B. No. 335, A bill to be entitled "An Act to amend Chapter 314, General Laws of the State of Texas, Forty-first Legislature, Regular Session, as amended at the Second Called Session thereof, so as to further regulate motor carriers transporting property over the public highways, etc., and declaring an emergency," with amendments.

H. B. No. 336, A bill to be entitled "An Act to amend Chapter 42, General Laws of the State of Texas, Forty-first Legislature, Second Called Session, so as to further regulate the operation of vehicles on the public highways, etc., and declaring an emergency," with amendments.

The Senate has adopted

S. C. R. No. 45, Permitting the State Bar Association to construct a monument on the Capitol grounds.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 573, to the Committee on State Affairs.

Senate bill No. 346, to the Committee on Criminal Jurisprudence.

#### RECESS.

On motion of Mr. Cox of Lamar, the House, at 12:15 o'clock p. m., took recess to 2 o'clock p. m. today.

#### AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

#### HOUSE BILL NO. 508 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 508, making appropriations for the support of the various educational institutions of the State of Texas, on its passage to engrossment, the bill having heretofore been read second time, with (committee) amendment by Mr. Sanders pending.

Mr. Sanders offered the following amendments to the (committee) amendment:

(1)

Amend committee amendment to House bill No. 508, page 100 of the printed bill, by correcting lines 16 and 17 to read as follows:

"Building and Permanent Improvements: Complete health building and equipment, \$75,000—\$25,000."

(2)

Amend committee amendment to House bill No. 508, page 101 of the printed bill, by inserting between lines 31 and 32 the word "agriculture."

(3)

Amend committee amendment to House bill No. 508, page 101 of the printed bill, by striking out all of line 39.

(4)

Amend committee amendment to House bill No. 508, page 102, line 33, of the printed bill by striking out "\$1800" for the year ending August 31, 1932.

(5)

Amend committee amendment to House bill No. 508, page 109, line 7,

of the printed bill by striking out the word "four" and inserting in lieu thereof "three."

(6)

Amend committee amendment to House bill No. 508, page 114 of the printed bill, by correcting line 20 to read: "Associate professor, \$2400—\$2400."

(7)

Amend committee amendment to House bill No. 508, line 114, by correcting lines 21 and 22 to read as follows:

"Associate professor and director of debating, \$2000—\$2000."

(8)

Amend committee amendment to House bill No. 508, page 128 of the printed bill, by correcting lines 38 and 39 to read as follows:

"Printing catalogues, bulletins, etc., \$1000—\$1000."

"Magazines, periodicals and binding, \$400—\$400."

The amendments were severally adopted.

Mr. Beck offered the following amendment to the (committee) amendment:

Amend House bill No. 508 by striking out all appropriations provided in this bill for extension teaching for lecturers, traveling expenses and other items wherein teaching is designed to be done outside the college, save and except the appropriations for the University of Texas and the Agricultural and Mechanical College, and provided further that all extension courses shall, at the discretion of the State Board of Education, be transferred to the University of Texas or Agricultural and Mechanical College; provided that additional appropriations other than those now provided for extension teaching at the University of Texas and Agricultural and Mechanical College shall not be made.

Mr. Petsch offered the following substitute for the amendment by Mr. Beck:

Amend House bill No. 508 as follows: "All appropriations for extension services provided in this bill are hereby stricken out excepting for the University of Texas and Agricultural and Mechanical College, and no funds of any of the institutions named in this bill except the University of

Texas and Agricultural and Mechanical College shall hereafter be used for or in behalf of extension service."

Question recurring on the substitute amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—73.

Adams of Harris.	Jackson.
Adams of Jasper.	Johnson of Morris.
Adamson.	Kayton.
Akin.	Kennedy.
Albritton.	Laird.
Barron.	Lasseter.
Beck.	McCombs.
Bond.	McGregor.
Bounds.	Mathis.
Boyd.	Metcalfe.
Bryant.	Moffett.
Carpenter.	Moore.
Coltrin.	Munson.
Coombes.	Murphy.
Cox of Lamar.	Olsen.
Davis.	O'Quinn.
DeWolfe.	Petsch.
Dodd.	Ratliff.
Dowell.	Savage.
Elliott.	Sherrill.
Engelhard.	Smith of Bastrop.
Farmer.	Smith of Wood.
Farrar.	Stephens.
Ferguson.	Strong.
Ford.	Terrell
Giles.	of Cherokee.
Goodman.	Terrell
Hanson.	of Val Verde.
Hatchitt.	Towery.
Hefley.	Van Zandt.
Herzik.	Veatch.
Hines.	Wagstaff.
Holder.	Walker.
Holland.	Weinert.
Holloway.	West of Coryell.
Hoskins.	Westbrook.
Howsley.	Wiggs.
Hughes.	

Nays—31.

Alsup.	Johnson
Baker.	of Dallam.
Bedford.	Johnson
Bradley.	of Dimmit.
Claunch.	Jones of Shelby.
Cox of Limestone.	Lemens.
Dale.	Lilley.
Fisher.	Lockhart.
Forbes.	McGill.
Fuchs.	Magee.
Harrison	Ramsey.
of El Paso.	Rogers.
Harrison	Sanders.
of Waller.	Satterwhite.
Hill.	Scott.
Hubbard.	Shelton.

Sullivant. Warwick.  
Tarwater.

Present—Not Voting.

Rountree.

Absent.

Adkins.	Justiss.
Anderson.	Keller.
Brice.	Lee.
Brooks.	Leonard.
Burns of Walker.	Long.
Burns	Mehl.
of McCulloch.	Nicholson.
Caven.	Patterson.
Daniel.	Pope.
Donnell.	Ray.
Dunlap.	Reader.
Duvall.	Richardson.
Dwyer.	Sparkman.
Finn.	Steward.
Gilbert.	Turner.
Graves.	West of Cameron.
Greathouse.	Wyatt.
Harman.	Young.
Jones of Atascosa.	

Absent—Excused.

Cunningham.	Martin.
Grogan.	Morse.
Hardy.	Stevenson.
McDougald.	Vaughan.

The amendment as substituted was then adopted.

Mr. Cox of Lamar offered the following amendment to the amendment:

Amend House bill No. 508, page 149, by inserting between lines 14 and 15 the following:

#### Municipal Junior Colleges.

For maintaining each of the following junior colleges, the sum of \$2000 is hereby appropriated for the fiscal year 1931-32 and the sum of \$2000 each for the year 1932-33: Amarillo Junior College, Amarillo; Brownsville Junior College, Brownsville; Clarendon Junior College, Clarendon; Edinburg Junior College, Edinburg; Gainesville Junior College, Gainesville; Hillsboro Junior College, Hillsboro; Houston Junior College, Houston; Paris Junior College, Paris; Ranger Junior College, Ranger; San Angelo Junior College, San Angelo; San Antonio Junior College, San Antonio; South Park Junior College, Beaumont; Temple Junior College, Temple; Texarkana Junior College, Texarkana; Tyler Junior College, Tyler; Victoria Junior Col-

lege, Victoria; Wichita Falls Junior College, Wichita Falls."

COX of Lamar,  
WIGGS.

(Pending consideration of the amendment, Mr. McGill occupied the chair temporarily.)

(Speaker in the chair.)

Mr. Van Zandt moved the previous question on the pending amendment to the committee amendment, and the main question was ordered.

Question recurring on the amendment by Mr. Cox of Lamar, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—27.

Adams of Harris.	Leonard.
Anderson.	McGregor.
Bounds.	Magee.
Bradley.	Mathis.
Brice.	Moffett.
Brooks.	Ray.
Coltrin.	Reader.
Cox of Lamar.	Steward.
Dodd.	Sullivant.
Donnell.	Walker.
Dwyer.	West of Cameron.
Hatchitt.	Wiggs.
Holland.	Young.
Lemens.	

Nays—87.

Adams of Jasper.	Goodman.
Adamson.	Graves.
Akin.	Greathouse.
Albritton.	Hanson.
Alsup.	Harrison
Baker.	of El Paso.
Barron.	Harrison
Bedford.	of Waller.
Boyd.	Hefley.
Bryant.	Hines.
Carpenter.	Holder.
Caven.	Holloway.
Claunch.	Hoskins.
Coombes.	Howsley.
Cox of Limestone.	Hubbard.
Daniel.	Hughes.
Davis.	Jackson.
Dowell.	Johnson
Elliott.	of Dimmit.
Engelhard.	Johnson of Morris.
Farmer.	Jones of Shelby.
Farrar.	Kayton.
Ferguson.	Keller.
Fisher.	Kennedy.
Ford.	Laird.
Fuchs.	Lasseter.
Gilbert.	Lockhart.
Giles.	McCombs.

McGill.	Smith of Bastrop.
Mehl.	Smith of Wood.
Metcalfe.	Sparkman.
Moore.	Stephens.
Munson.	Tarwater.
Murphy.	Terrell
Nicholson.	of Cherokee.
Petsch.	Terrell
Ramsey.	of Val Verde.
Ratliff.	Towery.
Rogers.	Turner.
Rountree.	Van Zandt.
Sanders.	Veatch.
Satterwhite.	Wagstaff.
Savage.	Warwick.
Scott.	Weinert.
Shelton.	West of Coryell.
Sherrill.	Westbrook.

## Absent.

Adkins.	Johnson
Beck.	of Dallam.
Bond.	Jones of Atascosa.
Burns of Walker.	Justiss.
Burns	Lee.
of McCulloch.	Lilley.
Dale.	Long.
DeWolfe.	Martin.
Dunlap.	Olsen.
Duvall.	O'Quinn.
Finn.	Patterson.
Forbes.	Pope.
Harman.	Richardson.
Herzik.	Strong.
Hill.	Wyatt.

## Absent—Excused.

Cunningham.	Morse.
Grogan.	Stevenson.
Hardy.	Vaughan.
McDougald.	

Mr. Farrar offered the following amendment to the amendment:

Amend House bill No. 508, page 77, in line 4, by changing the figures "\$1500" in each column to "\$1000" in each column; in line 5, change the figures "\$1000" in each column to "\$600" in each column; in lines 27 and 28, change "\$1000" in each column to "\$600" in each column.

Mr. Laird offered the following substitute for the amendment by Mr. Farrar:

Amend the amendment to House bill No. 508 by changing the figures "\$600" in each line to "30 cents" in each line.

Question recurring on the amendment by Mr. Laird, it was lost.

Question then recurring on the amendment by Mr. Farrar, it was adopted.

Mr. Terrell of Cherokee offered the following amendment to the amendment:

Amend House bill No. 508, page 149, line 23, by striking out all after the word "State" in line 23, and all of line 24.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

## Yeas—50.

Adamson.	Greathouse.
Akin.	Hanson.
Albritton.	Hefley.
Alsup.	Hines.
Baker.	Holloway.
Barron.	Hoskins.
Bond.	Johnson of Morris.
Bounds.	Kennedy.
Bradley.	Laird.
Bryant.	Lee.
Burns of Walker.	Magee.
Carpenter.	Pope.
Caven.	Rogers.
Coombes.	Savage.
Cox of Lamar.	Scott.
Dale.	Sherrill.
Daniel.	Smith of Bastrop.
Dodd.	Smith of Wood.
Donnell.	Sparkman.
Elliott.	Stephens.
Farmer.	Terrell
Farrar.	of Cherokee.
Fisher.	Towery.
Fuchs.	Veatch.
Gilbert.	Wiggs.
Goodman.	

## Nays—54.

Mr. Speaker.	McGill.
Adams of Jasper.	McGregor.
Boyd.	Mathis.
Brooks.	Mehl.
Claunch.	Metcalfe.
Coltrin.	Moffett.
Cox of Limestone.	Moore.
DeWolfe.	Munson.
Dwyer.	Murphy.
Ferguson.	Nicholson.
Forbes.	Olsen.
Ford.	Petsch.
Harrison	Ramsey.
of El Paso.	Ratliff.
Harrison	Ray.
of Waller.	Reader.
Herzik.	Rountree.
Holder.	Sanders.
Hughes.	Satterwhite.
Jackson.	Shelton.
Jones of Shelby.	Steward.
Kayton.	Strong.
Lemens.	Sullivant.
Leonard.	Turner.
Lockhart.	Van Zandt.

Walker.	West of Coryell.
Warwick.	Westbrook.
Weinert.	Young.

## Absent.

Adams of Harris.	Holland.
Adkins.	Hubbard.
Anderson.	Johnson
Beck.	of Dallam.
Bedford.	Jones of Atascosa.
Brice.	Justiss.
Burns	Keller.
of McCulloch.	Lilley.
Davis.	Long.
Dowell.	McCombs.
Dunlap.	O'Quinn.
Duvall.	Patterson.
Engelhard.	Richardson.
Finn.	Tarwater.
Giles.	Terrell
Graves.	of Val Verde.
Harman.	Wagstaff.
Hatchitt.	West of Cameron.
Hill.	Wyatt.

## Absent—Excused.

Cunningham.	Lasseter.
Grogan.	McDougald.
Hardy.	Martin.
Howsley.	Morse.
Johnson	Stevenson.
of Dimmit.	Vaughan.

Mr. Scott offered the following amendment to the (committee) amendment:

Amend House bill No. 508 by striking out lines 5, 6, 7, 8, 9, page 80, and lines 14 and 15, page 81, of the printed bill.

SCOTT,  
COOMBES.

The amendment was lost.

Mr. Savage offered the following amendment to the amendment:

Amend House bill No. 508 by striking out line 24, page 77.

The amendment was lost.

Mr. Lemens offered the following amendment to the amendment:

Amend House bill No. 508, line 16, page 77, by substituting "\$5000" for "\$12,000."

The amendment was adopted.

Mr. Petsch offered the following amendment to the amendment:

Amend House bill No. 508 by striking out the following lines on the pages hereinafter listed:

Page 88, line 39, School of Mines, \$200,000; page 95, line 29, College of Industrial Arts, \$40,000; page 100, lines 16 and 17, College of Industrial

Arts, \$100,000; page 119, line 39, North Texas Teachers College, \$250,000; page 129, line 37, Southwest Texas Teachers College, \$200,000; page 133, lines 35 and 36, Stephen F. Austin College, \$200,000; page 143, lines 25 to 31, Northwest Texas Teachers College, \$25,000. Total \$1,015,000."

Mr. Farmer called for a division of the question in the amendment.

(Pending consideration of the amendment, Mr. DeWolfe occupied the chair temporarily.)

(Speaker in the chair.)

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate adopted

Senate Resolution No. 130, Recalling House bill No. 336 for further consideration.

S. C. R. No. 46, Relative to Hon. Jouett Shouse addressing the Legislature.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

RECALLING HOUSE BILL NO. 336  
FOR FURTHER CONSIDERATION.

The Speaker laid before the House, for consideration at this time, the following resolution:

Senate Simple Resolution No. 130:

Be it Resolved, That the House return House bill No. 336 for further consideration.

The resolution was read second time, and was adopted.

## MESSAGE FROM THE SENATE.

Senate Chamber,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 93, A bill to be entitled "An Act amending Article 7471 of the Revised Civil Statutes of Texas of 1925."

S. B. No. 201, A bill to be entitled

"An Act making it an offense for any person to manufacture, sell, break, open or explode in this State any bomb, shell, or any other device containing any gas, air, or other substance which stinks or is repulsive to smell, and which is constructed and designed to emanate the same; making exceptions, prescribing fines, penalties and punishment, and declaring an emergency."

S. B. No. 203, A bill to be entitled "An Act more adequately providing for State parks, providing a means by which the State Parks Board may earn revenue in concessions and concession contracting; enacting provisions and providing all things necessary and incidental to said subject and purpose; making an appropriation to carry out the purpose of this act and the laws of this State in reference to State parks and the State Parks Board, and declaring an emergency."

S. B. No. 242, A bill to be entitled "An Act providing for the preparation and distribution of mimeographed or similar copies of all of the proceedings of every meeting of the Highway Commission, and for certifying to and for the admission of copies of such proceedings as evidence, and declaring an emergency."

S. B. No. 284, A bill to be entitled "An Act amending Section 1, Chapter 28, Acts of the Second Called Session of the Forty-first Legislature."

S. B. No. 410, A bill to be entitled "An Act authorizing the commissioners court of Jack county, Texas, to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof, and declaring an emergency."

S. B. No. 455, A bill to be entitled "An Act providing a five-year period of limitation for all suits involving the recovery of mineral rights ownership of which has been segregated from the ownership of the surface, and providing that the owner and holder of the surface shall in such cases be considered to be in adverse possession of said mineral rights against the owner thereof and providing that the provisions of this act shall not be applicable in certain instances, and declaring an emergency."

S. B. No. 539, A bill to be entitled "An Act to create Road District No. 12 of Fayette county, Texas; conferring powers, privileges and duties

generally conferred upon such districts, etc., and declaring an emergency."

S. B. No. 546, A bill to be entitled "An Act relating to certain fur-bearing animals; prohibiting the killing or taking of same in certain counties of this State; prescribing offenses, fines and punishment, and declaring an emergency."

S. B. No. 568, A bill to be entitled "An Act fixing the maximum amount of fees which all officers can receive under the provisions of the maximum fee bill in counties having a prescribed population, and declaring an emergency."

S. B. No. 583, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the Treasury Department, and authorizing payment of said claims on the taking effect of this act, and declaring an emergency."

S. B. No. 615, A bill to be entitled "An Act to give consent of the Legislature to Mrs. Claudie Eubanks and others to sue the State of Texas and/or Highway Commission for damages resulting in the death of Fletcher S. Eubanks, and declaring an emergency."

S. B. No. 616, A bill to be entitled "An Act giving the consent of the Legislature to Allen Smith, his heirs and assigns, to sue the State of Texas and/or Highway Commission for damages; providing the means and manner thereof and venue, and declaring an emergency."

Returning House bill No. 336, after having correction made in the Journal, the bill having been recalled from the House May 4, 1931.

H. B. No. 336, A bill to be entitled "An Act to amend Chapter 42, General Laws of the State of Texas, Forty-first Legislature, Second Called Session, so as to further regulate the operation of vehicles on the public highways, etc., and declaring an emergency," with amendments.

Respectfully,

BOB BARKER,  
Secretary of the Senate.

EXPRESSING SYMPATHY OF  
THE HOUSE TO DR. S. P.  
BROOKS.

Mr. Westbrook offered the following resolution:

Whereas, The press of the State carries the statement that Dr. S. P.

Brooks, a valued and appreciated citizen of Texas, is seriously ill; and

Whereas, Dr. Brooks has for more than a quarter of a century moved through this State doing good and affording in his long and stainless life a model citizen and an example in his daily life for the citizenship of Texas; and

Whereas, The serious condition of Dr. Brooks' health is a matter of concern to all of our people and prompts the prayer that he may recover and be restored to the walks of usefulness; therefore, be it

Resolved by the House, That we express to Dr. Brooks our sympathy in his sickness and earnestly hope that he may soon recover; be it further

Resolved, That a copy of this resolution be sent by the Clerk to Dr. Brooks and to the press of the State.

WESTBROOK,  
FORD,  
GILBERT,  
BOYD,  
WEST of Coryell,  
COLTRIN,  
SAVAGE,  
DAVIS,  
DODD,  
GRAVES,  
HARMAN,  
MCGREGOR,  
LEE,  
HOLDER,  
PETSCH,  
HUBBARD,  
JOHNSON of Dimmit.

Signed—Minor, Speaker; Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Albritton, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, DeWolfe, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Fuchs, Giles, Goodman, Greathouse, Grogan, Hatchitt, Hanson, Hardy, Harrison of El Paso, Harrison of Waller, Hefley, Herzik, Hill, Hines, Holland, Holloway, Hoskins, Howsley, Hughes, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Morris, Justiss, Kayton, Keller Kennedy, Laird, Lasseter, Lemens, Leonard, Lilley, Lockhart, Long,

McCombs, McDougald, Magee, McGill, Martin, Mathis, Mehl, Metcalfe, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Patterson, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong, Sullivant, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Cameron, Wiggs, Wyatt, Young.

The resolution was read second time.

On motion of Mr. Kayton, the names of all the members of the House were added to the resolution as signers thereof.

Question then recurring on the resolution, it was adopted.

#### GRANTING CERTAIN DISTRICT JUDGE LEAVE OF ABSENCE.

Mr. McCombs offered the following resolution:

House concurrent resolution No. 56, Granting certain district judge leave of absence.

Whereas, The Hon. Royall R. Watkins, judge of the Ninety-fifth Judicial District Court of Dallas county, Texas, has been selected as a commissioner to represent the Dallas Presbytery at the General Assembly of the Presbyterian Church of the United States of America to be held at Pittsburgh, Pa., during the latter part of May and the early part of June, 1931; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Hon. Royall R. Watkins, judge of the Ninety-fifth Judicial District Court of Dallas county, State of Texas, be, and is hereby, granted permission to be absent from the State of Texas at such time.

MCCOOMBS,  
HUGHES,  
HOLDER,  
SAVAGE,  
COOMBES,  
KELLER.

The resolution was read second time, and was adopted.



**BILLS SIGNED BY THE  
SPEAKER.**

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 1014, "An Act authorizing the Governor, on the recommendation of the State Highway Commission, to convey the title to land acquired by the State for highway purposes where after the acquisition thereof such land is no longer needed for such purposes because of a change in the route of such highway, or the abandonment thereof; authorizing the Governor to exchange one right of way for another; requiring the Highway Commission to fix a fair and reasonable value of such land; providing for the return of land donated to the State, making it the duty of the Attorney General to pass on the validity of such transfers, and declaring an emergency."

H. B. No. 735, "An Act to authorize the State Board of Control to lease public grounds and property of the State for agricultural and/or commercial purposes; prescribing the mode and manner of making said lease, repealing all laws in conflict, and declaring an emergency."

H. B. No. 260, "An Act amending Article 1672 of the Revised Criminal Statutes of 1925, by adding thereto a section authorizing the governing bodies of cities or towns of 5000 inhabitants or more, according to the last Federal census, to regulate the ringing of bells and blowing of whistles within their corporate limits, and declaring an emergency."

**SENATE BILLS ON FIRST READ-  
ING.**

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 616, to the Committee on State Affairs.

Senate bill No. 615, to the Committee on State Affairs.

Senate bill No. 583, to the Committee on Appropriations.

Senate bill No. 568, to the Committee on State Affairs.

Senate bill No. 546, to the Committee on Game and Fisheries.

Senate bill No. 539, to the Committee on Highways and Motor Traffic.

Senate bill No. 455, to the Committee on Judiciary.

Senate bill No. 284, to the Committee on Game and Fisheries.

Senate bill No. 242, to the Committee on Highways and Motor Traffic.

Senate bill No. 203, to the Committee on State Affairs.

Senate bill No. 201, to the Committee on Criminal Jurisprudence.

Senate bill No. 93, to the Committee on Conservation and Reclamation.

Senate bill No. 410, to the Committee on Highways and Motor Traffic.

(Mr. DeWolfe in the chair.)

**EXTENDING THE PRIVILEGES OF  
THE FLOOR.**

Mr. Wagstaff offered the following resolution:

Whereas, Mrs. H. L. Bently of Abilene, Texas, is visiting in the city of Austin and is present in the Capitol this afternoon; and

Whereas, Mrs. Bently is one of the distinguished pioneer women of Texas, being a daughter of General Tom Green, the distinguished Confederate leader, in whose honor the County of Tom Green was named, and a granddaughter of John Chalmers, Secretary of the Treasury of the Republic of Texas, in the cabinet of President Lamar, and her grandmother was an empresario, bringing a colony of North Carolinians to Texas in 1835; now, therefore, be it

Resolved, That we extend the privilege of the floor to Mrs. Bently during her visit in Austin, and that she be introduced to the House of Representatives of Texas.

The resolution was read second time, and was adopted.

In accordance with the above action, the Speaker presented Mr. Wagstaff to the House, who in turn introduced Mrs. Bently.

**RECESS.**

On motion of Mr. Satterwhite, the House, at 5:40 o'clock p. m., took recess to 9 o'clock a. m. tomorrow.

**APPENDIX.****STANDING COMMITTEE RE-  
PORT.**

The following committee has filed favorable report on bill, as follows:

Common Carriers: Senate bill No. 609.

# REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 333, A bill to be entitled  
"An Act declaring a State policy in  
the acquisition, purchase, establish-  
ment, construction and maintenance  
of a system of State highways; pro-  
viding for the transfer of such high-  
ways by any county or defined road  
district to the State; providing for  
the purchase of such highways by the  
State, etc., and declaring an emer-  
gency,"

Have carefully compared same and  
find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 1033, A bill to be entitled  
"An Act amending Article 1107, Re-  
vised Statutes of Texas, 1925, by add-  
ing thereto a new paragraph so as to  
authorize incorporated cities or towns  
to exercise the right of eminent do-  
main to condemn private property for  
airport purposes, and declaring an  
emergency,"

Have carefully compared same and  
find it correctly engrossed.

SAVAGE, Acting Chairman.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Engrossed  
Bills, to whom was referred

H. B. No. 1042, A bill to be entitled  
"An Act validating the conversion of  
all navigation districts converted  
from navigation districts under the  
provisions of Section 52 of Article 3,  
of the Constitution of the State of  
Texas into navigation districts under  
the provisions of Section 59 of Ar-  
ticle 16, of the State Constitution,  
since the taking effect of Chapter 103,  
Acts of the Forty-first Legislature,

First Called Session, 1929, under the  
provisions of Section 1 of said act,  
ratifying, approving, confirming and  
validating all proceedings with refer-  
ence to said conversion, and declaring  
an emergency,"

Have carefully compared same and  
find it correctly engrossed.

SAVAGE, Acting Chairman.

# REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 48, "An Act amending  
Articles 2956, 3108 and 3115 of the  
Revised Civil Statutes of 1925, and  
declaring an emergency,"

Have carefully compared same and  
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 625, "An Act amending  
Section 56, Acts of the Fifth Called  
Session of the Forty-first Legislature,  
requiring a trapper's license, and de-  
claring an emergency,"

Have carefully compared same and  
find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the  
House of Representatives.

Sir: Your Committee on Enrolled  
Bills, to whom was referred

H. B. No. 628, "An Act declaring  
the policy of the State of Texas with  
reference to the conducting or carry-  
ing on of truck traffic upon the high-  
ways of this State, defining the term  
'vehicle;' limiting the load of uncom-  
pressed cotton that may be carried in  
any vehicle or combination of vehicles  
upon the highways of this State; mak-  
ing it unlawful to carry more than  
ten (10) square bales of compressed

cotton or more than twenty (20) round bales of compressed cotton a greater distance than fifteen (15) miles over the highways of the State unless the vehicle or vehicles carrying the same shall be equipped with a body or bodies constructed so as to completely enclose the load or loads carried thereon from the bottom, sides and ends, and unless all the floors, tops, sides and ends of such vehicle, or combination of vehicles, so enclosing such load or loads, shall be entirely constructed of wood, not less than one and one-half (1½) inches thick, or of iron, or of steel, or of a combination of such wood and/or iron and/or steel, to protect the load or loads from being spilled upon the roads or highways; providing that the act shall not apply to the operation of such vehicles within an incorporated city or town; making the violation of any provision of the act a misdemeanor and imposing a penalty; providing that the invalidity of any portion of the act shall not affect the remainder, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 2, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. J. R. No. 5, Proposing an amendment to Section 7, Article II, of the Constitution of the State of Texas, authorizing counties and cities bordering on the coast of the Gulf of Mexico by a vote of two-thirds majority of the resident property taxpayers voting thereon to levy and collect such tax for construction of sea walls, break-waters, or sanitary purposes, as authorized by law, and authorizing the creation of a debt for such works and the issuance of bonds in evidence thereof, and providing for the submission of same to the qualified voters of this State at an election to be held on November 8, A. D. 1932, and providing the necessary proclamation and appropriation to defray the expenses of the proclamation, publication, and election,

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 1014, "An Act authorizing the Governor, on the recommendation of the State Highway Commission, to convey title to land acquired by the State for highway purposes where, after the acquisition thereof, such land is no longer needed for such purposes because of a change in the route of such highway or the abandonment thereof; authorizing the Governor to exchange one right of way for another; requiring the Highway Commission to fix the fair and reasonable value of such land; providing for the return of land donated to the State; making it the duty of the Attorney General to pass on the validity of such transfers; providing that land so dedicated and used for road purposes shall not be assessed for ad valorem taxes so long as used for such road purpose, and making it the duty of the tax assessor to note on the assessment sheet the amount of land so used, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 735, "An Act to authorize the State Board of Control to lease public grounds and property of the State for agricultural and/or commercial purposes; prescribing the mode and manner of making said lease; repealing all laws in conflict, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,  
Austin, Texas, May 4, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 260, "An Act to amend

Article 6371, Revised Civil Statutes of Texas of 1925, which regulates the blowing of whistles and ringing of bells on locomotive engines, and Article 1672 of the Penal Code of the Revised Criminal Statutes of Texas of 1925, which relates to the ringing of the bell and the blowing of the whistle at crossings of public roads and streets, so as to provide that the whistle used shall not necessarily be a steam whistle, and to further pro-

vide that the governing bodies of cities and towns having a population of five thousand (5000) or more may by ordinance regulate the ringing of bells and the blowing of whistles within the corporate limits; repealing all laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

**In Memory**  
**of**  
**Hon. A. M. McFaddin**

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The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 42, In memory of the Hon. A. M. McFaddin.

Whereas, Hon. A. M. McFaddin, who was born in Refugio county, but who moved at the age of fifteen years to Victoria, Texas, where he continued to reside until his death, a former member of the Twenty-ninth Legislature as Representative from the Fifty-fourth District of Texas, composed then of the counties of Victoria, Jackson, Calhoun, Refugio and Bee, died in the city of Victoria on May 31, 1930; and

Whereas, Mr. McFaddin not only served his State and people with distinction as a Representative for one term, having declined, on account of business interests, re-election, but also in various other ways, having been for six years a member of the Texas Live Stock Sanitary Commission and also president of the Texas Cattle Raisers' Association, and a man whose integrity, ability and success in State politics as well as the business interests and pursuits of oil operations, banking, farming and stock raising, secured for him the confidence and respect, not only of the people of his immediate section, but of the entire State, causing him to be prominently identified with the leading thought of Texas and Texans; therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That in the passing of this distinguished Texan, the people of our State, and especially the city of Victoria and of Victoria county, have suffered an irreparable loss and we extend to them and to his family, friends and other relatives our sincere sympathy by reason of his death; be it further

Resolved, That a copy of this resolution be printed in the Journals of the Senate and House of Representatives, that a page in each be set apart and dedicated to his memory, that a copy of this resolution be mailed to his family by the Secretary of the Senate, and that when each House adjourns today, it be out of respect to his memory.

Signed—Stevenson, Beck, Berkeley, Cousins, Cunningham, DeBerry, Gainer, Greer, Hardin, Holbrook, Hopkins, Hornsby, Loy, Martin, Moore, Neal, Oneal, Parr, Parrish, Patton, Poage, Pollard, Purl, Rawlings, Russek, Small, Thomason, Williamson, Woodruff, Woodul, Woodward.

The resolution was read second time, and was adopted by a rising vote.

**In Memory**  
**of**  
**Mrs. V. S. LaCosse**

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Mr. Patterson offered the following resolution:

Whereas, On yesterday, May 3, 1931, the family of our distinguished member, Bailey W. Hardy of Breckenridge, Stephens county, was saddened by the untimely death of his wife's mother, Mrs. V. S. LaCosse, of Kansas City, Missouri;

Whereas, Our deepest and most heartfelt sympathy at this time of bereavement goes out to our distinguished member, wife and family; now, therefore, be it

Resolved, by the House of Representatives of the State of Texas, That we now express to our colleague, his wife and family, our sorrow and sadness in their great bereavement and tender our most sincere and heartfelt condolences, and that a floral offering of the House of Representatives be tendered and paid for out of contingent expense fund of the House, and that as a further expression of same, that when we adjourn this body that it be done so in memory of her, and that the family be furnished with a duly authenticated copy of this resolution.

On motion of Mr. Warwick, the names of all the members of the House were ordered added to the resolution.

Signed—Patterson, Minor, Speaker; Adams of Harris, Adams of Jasper, Adamson, Adkins, Akin, Alsup, Albritton, Anderson, Baker, Barron, Beck, Bedford, Bond, Bounds, Boyd, Bradley, Brice, Brooks, Bryant, Burns of Walker, Burns of McCulloch, Carpenter, Caven, Claunch, Coltrin, Coombes, Cox of Lamar, Cox of Limestone, Cunningham, Dale, Daniel, Davis, DeWolfe, Dodd, Donnell, Dowell, Dunlap, Duvall, Dwyer, Elliott, Engelhard, Farmer, Farrar, Ferguson, Finn, Fisher, Forbes, Ford, Fuchs, Gilbert, Giles, Goodman, Graves, Greathouse, Grogan, Hatchitt, Hanson, Harman, Harrison of El Paso, Harrison of Waller, Hefley, Herzik, Hill, Hines, Holder, Holland, Holloway, Hoskins, Howsley, Hubbard, Hughes, Jackson, Jones of Shelby, Jones of Atascosa, Johnson of Dallam, Johnson of Dimmit, Johnson of Morris, Justiss, Kayton, Keller, Kennedy, Laird, Lasseter, Lee, Lemens, Leonard, Lilley, Lockhart, Long, McCombs, McDougald, McGill, McGregor, Magee, Martin, Mathis, Mehl, Metcalfe, Moffett, Moore, Morse, Munson, Murphy, Nicholson, Olsen, O'Quinn, Petsch, Pope, Ramsey, Ratliff, Ray, Reader, Richardson, Rogers, Rountree, Sanders, Satterwhite, Savage, Scott, Shelton, Sherrill, Smith of Bastrop, Smith of Wood, Sparkman, Stephens, Stevenson, Steward, Strong, Sullivant, Tarwater, Terrell of Cherokee, Terrell of Val Verde, Towery, Turner, Van Zandt, Vaughan, Veatch, Wagstaff, Walker, Warwick, Weinert, West of Coryell, West of Cameron, Westbrook, Wiggs, Wyatt, Young.

Question recurring on the resolution, it was adopted by a rising vote.

In Memory  
of  
Hon. N. M. Harrison

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Mr. Adkins offered the following resolution:

Whereas, On October 28, 1930, Hon. N. M. Harrison of Gilmer, Upshur county, Texas, was called to his eternal reward; and

Whereas, For three-quarters of a century he had lived in Upshur county, and during that time had served in many capacities as a public servant, and had rendered inestimable service to his friends, his county, and his State; and

Whereas, He served from 1886 to 1888 in the Texas Legislature, and was then appointed by Governor Hogg as financial agent at Rusk, where he served for ten years; and

Whereas, He served his State unselfishly, and was dearly beloved by all who knew him; and

Whereas, The members of this body deeply regret the passing of this worthy citizen and noble former member; now, therefore, be it

Resolved, by the House of Representatives of the Forty-second Legislature, That we extend our sincere regrets and deep sympathy; that a copy of this resolution be spread upon the Journal of the House; that copies be furnished the family of deceased, and that when we adjourn today it be in his memory.

The resolution was read second time, and was adopted by a rising vote.